

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s) : Takehiro Yoshida

Serial No. : 09/146,069 Group Art Unit : 2742

Filed : September 2, 1998 Examiner: TBA

: **COMMUNICATION APPARATUS**

CERTIFICATE OF MAILING (37 C.F.R. 1.8a)

O I P & For  
NOV 16 1998  
PATENT & TRADEMARK OFFICE  
Assistant Commissioner for Patents  
Washington, DC 20231  
Box Missing Parts

Sir:

1. Response To Notice to File Missing Parts of Application Filing Date Granted;
2. Notice to File Missing Parts of Application – Part 2;
3. Executed Combined Declaration/Power of Attorney;
4. Check for \$130.00; and
5. Return receipt postcard.

(along with any paper(s) referred to as being attached or enclosed) and this Certificate of Mailing are being deposited with the United States Postal Service on the date shown below with sufficient postage as first-class mail in an envelope addressed to the: Assistant Commissioner for Patents, Box Missing Parts, Washington, D.C. 20231.

Respectfully submitted,

MORGAN & FINNEGAN, L.L.P.

Dated: November 10, 1998

By: Beth Oliak  
BETH A. OLIAK

MORGAN & FINNEGAN, L.L.P.

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(212) 758-4800/(212) 751-6849 (Fax)

PATENT

Docket No. 1232-4467

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Takehiro Yoshida  
Serial No. : 09/146,069 Group Art Unit: 2742  
Filed : September 2, 1998 Examiner: TBA

For : **COMMUNICATION APPARATUS**

**RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION  
FILING DATE GRANTED**

ASSISTANT COMMISSIONER OF PATENTS

Washington, D.C. 20231

**ATTENTION: BOX MISSING PARTS**

SIR :

In response to the Notice to File Missing Parts (FORM PTO-1533) mailed October 5, 1998, Applicant encloses herewith an executed Declaration/Power of Attorney in the above-identified application which was filed on September 2, 1998 without a Declaration, pursuant to 37 C.F.R. §1.53.

Also enclosed is FORM PTO-1533 and a check in the amount of One Hundred and Thirty Dollars (\$130.00) to cover the surcharge for filing the Declaration on a date later than the filing date of the application, pursuant to 37 C.F.R. §1.16(e). The Commissioner is hereby authorized to charge any deficiencies in fees to Deposit Account No. 13-4500. Order No. 1232-4467. A DUPLICATE COPY OF THIS SHEET IS ATTACHED.

Respectfully submitted,

MORGAN & FINNEGAN, L.L.P.

Date: November 10, 1998  
By: Beth A. Oliak  
Beth A. Oliak  
Reg. No. 41,229

MORGAN & FINNEGAN, L.L.P.  
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UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office  
Address: COMMISSIONER OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

PATENT & TRADEMARK OFFICE APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO./TITLE
09/146,069	09/02/98	YOSHIDA	T 1232-4467

MORGAN & FINNEMAN  
345 PARK AVENUE  
NEW YORK NY 10154

0242/1005

NOT ASSIGNED

2742

DATE MAILED:

10/05/98

### NOTICE TO FILE MISSING PARTS OF APPLICATION

#### *Filing Date Granted*

An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given TWO MONTHS FROM THE DATE OF THIS NOTICE within which to file all required items and pay fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). If any of items 1 or 3 through 5 are indicated as missing, the SURCHARGE set forth in 37 CFR 1.16(e) of  \$65.00 for a small entity in compliance with 37 CFR 1.27; or  \$130.00 for a non-small entity, must also be timely submitted in reply to this NOTICE to avoid abandonment.

If all required items on this form are filed within the period set above, the total amount owed by applicant as a  
 small entity (statement filed)  non-small entity is \$ 130.00.

1. The statutory basic filing fee is:

- missing.
- insufficient.

Applicant must submit \$ \_\_\_\_\_ to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).

2. Additional claim fees of \$ \_\_\_\_\_, including any multiple dependent claim fees, are required.

\$ \_\_\_\_\_ for independent claims over 3.

\$ \_\_\_\_\_ for dependent claims over 20.

\$ \_\_\_\_\_ for multiple dependent claim surcharge.

Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

3. The oath or declaration:

- is missing or unexecuted.
- does not cover the newly submitted items.
- does not identify the application to which it applies.
- does not include the city and state or foreign country of applicant's residence.

An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.

4. The signature(s) to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

5. The signature of the following joint inventor(s) is missing from the oath or declaration:

11/19/1998 OATHIE 00000058 09146069

01 FC:105 An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

6. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).

7. Your filing receipt was mailed in error because your check was returned without payment.

8. The application does not comply with the Sequence Rules.

See attached "Notice to Comply with Sequence Rules 37 CFR 1.821-1.825."

9. OTHER:

Direct the reply and any questions about this notice to "Attention: Box Missing Parts."

*D. Bell*  
**A copy of this notice MUST be returned with the reply.**

Customer Service Center

Initial Patent Examination Division (703) 308-1202